

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

Applicant: MEHTA *et al.*
Serial No.: 10/552,617 Examiner: Bong-Sook Baek
Filing Date: 03/16/2007 Group Art Unit: 4161
For: SUBSTITUTED AZABICYCLO HEXANE DERIVATIVES AS
MUSCARINIC RECEPTOR ANTAGONISTS

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE TO RESTRICTION REQUIREMENT MAILED
August 11, 2008

In response to the Office Action dated August 11, 2008, Applicants hereby elect the claims of Group I (Claims 1-3) for prosecution at this time, without traverse, reserving the right to pursue the prosecution of unelected subject matter at a later date.

Further, the Examiner's comments regarding the patentability of the subject matter of this application (page 3) are misplaced and are only properly made in the context of an actual rejection, under 35 U.S.C. Thus, the applicant does not comment on these observations.

Regarding the election of a specie within Group I, applicants elect the following values for the substituents of Formula I (claim 1). Ar is phenyl; R₁ is OH; R₂ is phenyl; W is (CH₂)_p, where p is zero; X is oxygen, Y is CH₂; R₃, R₅ and R₆ are hydrogen; and R₄ is benzyl. This species is encompassed by the claims 1, 2 and 3.